

## Message Text

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53

ACTION ARA-20

INFO OCT-01 ISO-00 AID-20 IGA-02 CIAE-00 DODE-00 PM-07

H-03 INR-10 L-03 NSAE-00 NSC-07 PA-04 RSC-01 PRS-01

SP-03 SS-20 USIA-15 OMB-01 TRSE-00 DRC-01 /119 W

----- 044497

R 111200Z APR 74

FM AMEMBASSY MANAGUA

TO SECSTATE WASHDC 3876

C O N F I D E N T I A L MANAGUA 1390

E. O. 11652: GDS

TAGS: EAID, NU

SUBJECT: FAA SECTION 32 - POLITICAL PRISONERS

REF: STATE 068545

1. IN MANAGUA 428 OF FEBRUARY 1, 1974 EMBASSY ASSESSED THE SUBJECT OF POLITICAL PRISONERS IN NICARAGUA IN CONNECTION WITH CONGRESSIONAL HEARINGS ON A SUPPLEMENTARY AID BILL INCLUDING FUNDS FOR NICARAGUA. THIS ASSESSMENT IS STILL VALID AND WE BELIEVE IT FURNISHES THE INFORMATION REQUESTED IN REFTEL.

2. THE ONLY NEW DEVELOPMENT SINCE MANAGUA 428 WAS THE SIGNING OF THE NEW PENAL CODE (REFERRED TO IN PARA 1D) BY THE NATIONAL GOVERNING COUNCIL ON APRIL 3. THIS CLEARS THE WAY FOR PUBLICATION OF THE NEW CODE IN THE OFFICIAL GAZETTE, AT WHICH TIME IT WILL BECOME EFFECTIVE. AS NOTED IN MANAGUA 428, THE NEW CODE CONTAINS CERTAIN PROVISIONS WHICH COULD CONCEIVABLY ADVERSELY AFFECT HUMAN RIGHTS, AND RESULT IN ALLEGATIONS OF "POLITICAL" IMPRISONMENT, DEPENDING, HOWEVER, ON THE WAY THEY ARE IMPLEMENTED. WE WILL SIMPLY HAVE TO AWAIT THE IMPLEMENTATION OF THESE PROVISIONS AND DETERMINE IN EACH INSTANCE IF SUCH IS THE CASE.

3. WITH REGARD TO POSSIBLE OPPORTUNITIES FOR APPROPRIATE US ACTION OR REPRESENTATION (PARA 7 (5)), GIVEN THE MAGNITUDE OF OUR ECONOMIC

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AND MILITARY ASSISTANCE TO NICARAGUA, WE BELIEVE IT IS ADVISABLE TO

INFORM THE GON OF THE PROVISIONS OF SECTION 32 OF THE FAA OF 1973  
IN THE INTERESTS OF PRECLUDING ITS INADVERTENTLY RUNNING AFOUL OF  
THEM. IF THE DEPARTMENT HAS NO OBJECTION WE WILL PROCEED WITH  
SUCH AN INFORMAL AND DRIELDONLY PRESENTATION TO THE GON.  
SHELTON

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLITICAL REPRESSION, HUMAN RIGHTS, FOREIGN ASSISTANCE, POLITICAL PRISONERS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 11 APR 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974MANAGU01390  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D740084-0025  
**From:** MANAGUA  
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**Line Count:** 66  
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**Office:** ACTION ARA  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
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**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 068545  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GolinoFR  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 18 SEP 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <18 SEP 2002 by martinml>; APPROVED <05 FEB 2003 by GolinoFR>  
**Review Markings:**

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30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FAA SECTION 32 - POLITICAL PRISONERS  
**TAGS:** EAID, PINS, NU  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005